THE HON'BLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION No.28043 of 2007

Between:

Pedalanka.

.. PETITIONER

and

The District Collector and others.

.. RESPONDENTS

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ORDER:

It is the case of the petitioner Society that while considering its claim with regard to encroachment of the land and for grant of patta, the 2nd respondent passed an order in proceedings in D.Dis.No.3017/1994-D, dated 23-04-2007, allotting the land in favour of the members of the petitioner Society admeasuring Ac.83-36 cents in Sy.No.86, Pedalanka Village, Bhattirolu Mandal, Guntur District, and in respect of certain small extents, some third parties are found as encroachers, and accordingly, the said encroachers were ordered to be given pattadar pass books. It is stated that the members of the petitioner Society were in occupation of some more extent of the land than Ac.83-36 cents. Therefore, the petitioner Society filed an appeal along with stay application before the 1st respondent on 27-10-2007 not to allot left over land admeasuring Ac.38-14 cents in Sy.No.86, Pedalanka Village, Bhattirolu Mandal, Guntur District, to any third parties.

Having regard to the facts and circumstances of the case, if any appeal is pending before the 1st respondent against the order of the 2nd respondent in proceedings in D.Dis.No.3017/1994-D, dated 23-04-2007, the 1st respondent is directed to consider and dispose of the stay application first as expeditiously as possible, preferably within a period of two weeks from the date of receipt of a copy of this order, and then take up the main appeal for hearing and disposal.

Accordingly, the writ petition is disposed of. There shall be no order as to costs.

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28-12-2007

Note:
Issue C.C. in three days
(B/o)
Prv